

**Schedule of AB 1759 New and Increased Fees
As Impacted by Surcharges, Security Fee & Court Reporter Fee
(excluding local charges)**

Fee Title	SUPERIOR COURT FEES Description	Original Base Fee	Fee Increases					TOTALS (excluding local charges)
			AB 1759 ¹	AB 3000 ²	SB 1732 ³	\$20 Security Surcharge/ Fee ¹	\$25 Court Reporter Fee ¹	
EFFECTIVE IMMEDIATELY								
Collection of Court Reporter Fees	Government Code Section 68086(a). For each proceeding lasting more than one hour, charge a fee equal to the actual cost of providing that service, on a pro rata basis based on one-half day and full day increments.	Varies	Pro-rated	No	No	No	No	Varies
Court Reporter Fee	Government Code Section 68086(a)(4). Establish a one-time fee for the cost of services of an official court reporter, charged to each party upon filing of the first paper in a civil action unless the amount demanded excluding attorney’s fees/costs is \$10,000 or less. No additional fee shall be charged to a party for the cost of the services in proceedings lasting one hour or less.	\$0 (new)	\$25	No	No	No	No	\$25.00
EFFECTIVE AUGUST 17, 2003								
Complex Case Fee	Government Code Section 26826.4(d). Establish an extra fee when a case is designated as complex. Each party in the case shall pay a separate fee.	\$0 (new)	\$500	\$50	No	No	No	\$550.00

¹ All new and increased Superior Court fees established by AB 1759 are deposited in the state Trial Court Trust Fund. All Superior Court fees per AB 1759 sunset 7/1/06, except the Notice of Motion Fee increase, Court Reporter fees, and Court Security fee, which remain in effect until otherwise repealed by subsequent legislation.

² Revenues from the 10% surcharge established by AB 3000, which sunsets on 7/1/06, are deposited in the state Trial Court Trust Fund.

³ The surcharges established by SB 1732 are deposited in the State Court Facilities Construction Fund. The surcharges are increased from \$10 to \$15 effective 1/1/04 and sunset on 7/1/07.

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Continuance of Trial Fee	Government Code Section 26830(d). Establish a continuance fee of \$100 for filing a motion or a stipulation for continuance of a trial, or requesting a continuance for trial orally, if a continuance of trial is granted in civil or family law cases to be paid in addition to the notice of motion fee. This fee does not apply to hearings pursuant to a notice of motion, or an order to show cause or in juvenile dependency cases. Deposit fee in the Trial Court Trust Fund.	\$0 (new)	\$100	\$10.00	No	No	No	\$110.00
Limited Jurisdiction Filing Fee over \$10k	Government Code Section 72055(a). Increase first paper filing fee to \$185 on limited jurisdiction cases over \$10,000 for plaintiff. This section applies to the initial complaint, petition, or application, and any papers transmitted from another court. The increased amount is distributed to the Trial Court Trust Fund.	\$90	\$95	\$18.50	\$18	\$20	\$25.00	\$266.50
Limited Jurisdiction Filing Fee (Response) over \$10k	Government Code Section 72056(a). Increase first paper filing fee to \$185 on limited jurisdiction cases over \$10,000 for other than plaintiff. Note, due to the SB 1732 surcharges, the actual amount collected for limited jurisdiction cases will exceed those for unlimited jurisdiction cases.	\$80	\$105	\$18.50	\$18	\$20	\$25.00	\$266.50

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Notice of Motion Fee	Government Code Section 26830(a). Increase the fee for filing any notice of motion, or any other paper requiring a hearing subsequent to first paper, or any notice of intention to move for a new trial of any civil action or special proceeding, or an application for renewal of a judgment.	\$23	\$10	\$3.30	No	No	No	\$36.30
Probate Fees (graduated based on the estimated value of the decedent's estate)	Government Code Section 26827(a). Establish graduated filing fees for letters of administration, a petition for letters testamentary, a first account of a testamentary trustee of a trust that is subject to the continuing jurisdiction of the court (Probate Section 17300 et seq.). The total fee for filing the first petition for letters of guardianship, a petition for letters of conservatorship, a petition for compromise of a minor's claim, a petition pursuant to Probate Code section 13151, a petition pursuant to Probate section 13650 (except as provided in Probate Section 13652), or a petition to contest any will or codicil is \$185. The fee shall also be charged to any subsequent petition of a type listed above.		Varies					

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1) \$185	1) under \$250,000	\$185	\$0	\$18.50	\$10	\$20	No	\$ 233.50
2) \$250	2) at least \$250,000 and less than \$500,000	\$185	\$65	\$25.00	\$10	\$20	No	\$ 305.00
3) \$350	3) at least \$500,000 and less than \$750,000	\$185	\$165	\$35.00	\$10	\$20	No	\$ 415.00
4) \$500	4) at least \$750,000 and less than \$1M	\$185	\$315	\$50.00	\$10	\$20	No	\$ 580.00
5) \$1,000	5) at least \$1M and less than \$1.5M	\$185	\$815	\$100.00	\$10	\$20	No	\$1130.00
6) \$2,000	6) at least \$1.5M and less than \$2M	\$185	\$1815	\$200.00	\$10	\$20	No	\$2230.00
7) \$2,500	7) at least \$2M and less than \$2.5M	\$185	\$2315	\$250.00	\$10	\$20	No	\$2780.00
8) \$3,500	8) at least \$2.5M and less than \$3.5M	\$185	\$3315	\$350.00	\$10	\$20	No	\$3880.00
9) \$3,500+ 0.2% of amount over \$3.5M	9) \$3.5M or more	\$185	\$3315+	\$350.00 +	\$10	\$20	No	\$3880.00+

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Security Surcharge/Fee	Government Code Section 69926.5 and Penal Code Section 1465.8. Establish a \$20 surcharge for court security for civil filings (except small claims), and a \$20 fee for criminal (infractions, misdemeanors, and felonies), except specified parking, resulting in a conviction. For individuals attending Traffic Violators School, the \$20 assessment is in addition to any other fees. In the event of bail forfeiture, the \$20 assessment is in addition to the bail amount.	\$0 (new)	\$20	No	No	No	No	\$20.00
Small Claims Fee (frequent filers)	Code of Civil Procedure Section 116.230(b). Increase small claims fee when the number of claims filed by a party in each court exceeds 12 in a 12-month period.	\$35	\$25	\$6	No	No	No	\$66.00
Summary Judgment Motion Fee	Government Code Section 26830(b). Increase Summary Judgment Motion fee from \$100 to \$150; deposit \$50 of the increased fee in the Trial Court Trust Fund.	\$100	\$50	\$15.00	No	No	No	\$165.00

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Fee Title	APPELLATE FILING FEES Description	Original Base Fee	AB 1759 Increase¹	AB 3000	SB 1732	\$20 Security Surcharge/ Fee	\$25 Court Reporter Fee	Total Fee
EFFECTIVE AUGUST 17, 2003								
Supreme Court Petition for Writ filing fee	Government Code Section 68926. Increase fee \$220 to \$420 for filing a petition for a writ within the original civil jurisdiction of the Supreme Court. Government Code Section 68926.1(b). Increase fee an additional \$170 to \$590 to be paid by the appellant upon filing a petition for writ.	\$200	\$390	N/A	N/A	N/A	N/A	\$590
Supreme Court Petition for Hearing filing fee	Government Code Section 68927. Increase fee \$220 to \$420 for filing a petition for hearing in a civil case in the Supreme Court after decision in a Court of Appeal. Government Code Section 68926.1(b). Increase fee an additional \$170 to \$590 to be paid by the appellant upon filing a petition for hearing.	\$200	\$390	N/A	N/A	N/A	N/A	\$590
Courts of Appeal Notice of Appeal filing fee	Government Code Section 68926. Increase fee \$220 to \$485 for filing a notice of appeal in a civil case in the Court of Appeal. Includes the State Library Fund fee of \$65. Government Code Section 68926.1(b). Increase fee an additional \$170 to \$655 to be paid by the appellant upon filing a notice of appeal.	\$265	\$390	N/A	N/A	N/A	N/A	\$655
Courts of Appeal Petition for Writ filing fee	Government Code Section 68926. Increase fee \$220 to \$485 for filing a petition for a writ within the original civil jurisdiction of a Court of Appeal. Includes the State Library fee of \$65. Government Code Section 68926.1(b). Increase fee an additional \$170 to \$655 to be paid by the appellant upon filing a petition for writ.	\$265	\$390	N/A	N/A	N/A	N/A	\$655

¹ The new and increased appellate filing fees established by AB 1759 do not sunset. All fees are deposited into the Appellate Court Trust Fund established by AB 1759.